

INDUSTRIAL INSURANCE MONTANA RECIPROCAL AGREEMENT

MONTANA RECIPROCAL AGREEMENT

This card is intended as a Quick Reference Guide. We make every effort to ensure that it is correct. When using this card, please understand it is not intended to replace Department of Labor and Industries or insured's policies, procedures, RCW's or WAC's in their entirety.

Effective Date of Agreement: NOV 1, 2000

This agreement allows Washington employers to take their Washington employees into Montana on a temporary basis and Montana employers to take their Montana employees into Washington on a temporary basis while maintaining their entitlement to benefits under their respective home states.

Definition of a Washington worker: (for the purpose of this agreement):

Person hired to work in the state of Washington. (Benefits will be paid by Washington while working temporarily in Montana.)

Definition of a Montana worker: (for the purpose of this agreement):

Person hired to work in the state of Montana. (Benefits will be paid by Montana while working temporarily in Washington.)

Additional provisions:

Effective 11/1/00, Washington & Montana revised their agreement.

Effective 7/25/99, Washington law expanded their 1998 law change to include all firms coming from a state with which it has a reciprocal agreement that has a law exempt from said reciprocal agreement, that affects Washington firms while working in that state, to have the same requirement made of employers from that state while working in Washington.

Effective 7/1/98, Washington law requires that all Construction firms be registered with Washington for work done in Washington unless they are from a state with which Washington has a reciprocal agreement. In addition, Washington law requires that if a state with which it has a reciprocal agreement has a law exempt from the reciprocal agreement that affects Washington construction firms that the same law shall apply to construction firms from that state while working in Washington, i.e., Oregon construction firms working on a public works contract in Washington must report all of their hours to Washington.

This agreement does **not** apply to Washington workers of the Montana employer working in Washington nor to Montana workers of the Washington employer working in Montana.

Effective 9/27/90, temporarily engaged in business is six (6) months. Montana will automatically approve coverage for six months, with one six month extension. If a second request is received, Montana will contact the employer directly and request additional information to continue the extension.

Montana workers compensation laws do **not** allow for reciprocity in the construction industry. Washington's law requires that Montana contractors be treated the same when working in Washington. The following are considered outside of the reciprocity agreement and **must register** with Montana and/or Washington respectively:

continued on other side

Montana Reciprocal Agreement

Side Two

General Contractors

- Single family houses including remodeling, modular homes, mobile homes, etc.
- Residential buildings, other than single family
- Operative builders
- Industrial buildings and warehouses
- Nonresidential buildings other than industrial and warehouses

Heavy Construction

- Highway and street construction, except elevated highways
- Bridge, tunnel and elevated highway construction

Water, Sewer, Pipeline and communications and power line construction

- Heavy construction, not elsewhere classified

Construction - Special Trade Contractors

- Plumbing, heating and air conditioning
- Painting and paper hanging
- Electrical work
- Masonry, stone setting and other stone work
- Plastering, drywall, acoustical and insulation work
- Terrazzo, tile, marble and mosaic work
- Carpentry work
- Floor laying and other floor work, not elsewhere classified
- Roofing, siding and sheet metal work
- Concrete work
- Water well drilling
- Structural steel erection
- Glass and glazing work
- Excavation work
- Wrecking and demolition work
- Installation or erection of building equipment, not elsewhere classified
- Special trade contractors

For more specifics regarding these types of work, consult the SIC code manual - part C codes 15 through 17.